

03-14-05

Docket No. PHUS-7

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O I P E AMENDMENT AFTER FINAL
REISSUE APPLICATION

MAR 11 2005
PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re BROADENING REISSUE patent application of:

FAOUR, J. et al.

Serial No.: 10/004,772
Filed: 12/03/2001

Group Art Unit: 1615
Examiner: Lakshmi S. Channavajjala

Based Upon:

Patent No.: 6,004,582

Issued: December 21, 1999

Application Serial No.: 09/086,871

Filed: May 29, 1998

For: Multi-layered osmotic device

MAIL STOP REISSUE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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RICK MATOS
(TYPED OR PRINTED NAME OF PERSON MAILING PAPER OR FEE)

(SIGNATURE OF PERSON MAILING PAPER OR FEE)

Sir:

RESPONSE

In response to the Office Action mailed January 6, 2005 and further to the interviews conducted February 9, 2005 and March 11, 2005, Applicants hereby submit the following amendments and remarks. Applicants request that this response be fully considered and entered into the record. Please amend the application as indicated in the following pages.

Applicants hereby submit an "Amendments of the Claims". Applicants also hereby submit ten terminal disclaimers as required by examiner and a check (\$1,300) in payment of the fees.

Status of Claims and Support for Claim Changes

Claims 1-36 and 38-55 remain pending. Claims 24-27, 36, 50, and 53 have been amended. No new claims have been added. All other claims remain the same. Reconsideration of the present claims is requested.

Claims 24-27, 36, 50, and 53 have been amended to require that the drug-containing coat be "applied to and covering" the inert polymer coat. Support for this subject matter is found in the issued patent (Col. 6, line 16; Col. 17, line 57; Col. 18, lines 41-43; Col. 19, lines 37-39; Col. 20, lines 28-30; Col. 21, lines 46-48;), wherein the drug-containing coat has been "applied to" or "applied over" the inert polymer coat such that the two are "in contact with" or adjacent each other, i.e. the drug-containing coat is over, covers, adjacent or is in contact with the inert polymer coat.